

BLAKELY SOKOLOFF TAYLOR & ZAFMAN

A LIMITED LIABILITY PARTNERSHIP INCLUDING LAW CORPORATIONS

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INTELLECTUAL PROPERTY LAW

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JUL 26 2004

OFFICE OF PETITIONS

July 15, 2004

John D. Russell, Ph.D.
KOLISCH HARTWELL, P.C.
200 Pacific Building
520 S.W. Yamhill Street
Portland, Oregon 97204

RECEIVED

AUG 03 2004

Technology Center 2600

Re: U.S. Patent Application 09/823,448

DECLARATION OF DEBORAH L. HIGHAM

Dear Sir:

I, Deborah L. Higham, having personal knowledge of the facts set forth herein,
hereby declare as follows:

1. I am an Administrative Assistant to Paul A. Mendonsa of Blakely Sokoloff Taylor & Zafman LLP.
2. I transferred the above-referenced patent application and file jacket to Kolisch Hartwell, P.C. on October 13, 2003.
3. I have no record of receiving the October 21, 2003 action from the Patent & Trademark Office.
4. The docket record, attached as Exhibit A, should have an entry for the October 21, 2003 action if it had been received by Blakely Sokoloff Taylor & Zafman LLP.
5. Based on the docket record, I believe that Blakely Sokoloff Taylor & Zafman LLP did not receive the October 21, 2003 action.

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6. All documents received after October 13, 2003 from the Patent & Trademark Office have been sent to Kolisch Hartwell, P.C. at the following address:

Anna McCoy
KOLISCH HARTWELL, P.C.
200 Pacific Building
520 S.W. Yamhill Street
Portland, Oregon 97204

I hereby declare that all statements made herein by my own knowledge are true
and that all statements made on information and belief are believed to be true.

Respectfully submitted,

Date: 15 July 2004


Deborah L. Higham

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